IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL RESTORATION No. 50 of 2006

ASSISTANT ENGINEERR R S E B PALI
V/S
MAHALAXMI COTTON MILLS

Mr. LM LODHA, for the appellant / petitioner

Date of Order : 9.10.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

The appeal was dismissed at past 4 PM as nobody appeared for the appellant. I find from the order-sheets of the second appeal that in the past also nobody appeared for the appellant on 18.8.04, and in the old past on 15.9.98, while apart from 28.4.98 likewise on 30.9.97 and 31.7.97 also nobody appeared for the appellant.

All that has been contended in the restoration application is that the counsel requested Shri R.K.Rathi to remain present in the Court, who happened to go to Delhi, and instructed Shri R.K.Purohit to appear, and R.K.Purohit could not appear as he had been called out in some other case. In my view, all these facts hardly make out any sufficient cause for the absence.

The restoration application is, therefore, dismissed summarily.

(N P GUPTA),J.

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